

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
CAVLAM BUSINESS LTD. and JEAN MAURICE
BERGERON,

08 CV 2225 (JGK)

Plaintiffs,

-against-

DECLARATION OF
WESLEY MARTIN ABSOLOM
IN SUPPORT OF DEFENDANTS'
MOTION TO DISMISS

CERTAIN UNDERWRITERS AT LLOYD'S,
LONDON,

Defendants.
-----X

I, Wesley Martin Absolom, declare under penalty of perjury, in accordance with 28
U.S.C. § 1746, as follows:

1. I am an Underwriter for Underwriting Risk Services Ltd ("URS"), with an office at 55 Gracechurch Street, London, England. URS is a subsidiary of Talbot Holdings Ltd. Talbot Underwriting Ltd., another subsidiary of Talbot Holdings Ltd. and a sister company of URS, manages the affairs of Talbot 2002 Underwriting Capital Ltd. (Talbot 2002), a corporate name at Lloyd's of London, underwriting through Syndicate 1183, also managed by Talbot Underwriting Ltd. Talbot 2002 is the lead defendant in this action. I submit this affidavit in support of the defendants' motion to dismiss.

Placement of Insurance on the AMIRA

2. URS, among other things, underwrites marine insurance on yachts. URS formerly operated under the trade name "Yachtsure".

3. On November 6, 2002, URS received a fax from International Marine Insurance Services ("IMIS"), who I understand is located in North Grasonville, Maryland, requesting a quote for insurance on the yacht, "M/Y AMIRA." I understand that IMIS was the insurance broker for the plaintiffs (the assureds). While the quote request listed the yacht's owners as Jean Maurice Bergeron as the applicant and Cavalam Ltd as an additional insured, the Transcript of British Registry (British Virgin Islands) describes the yacht's owners as Cavlam Business Ltd. A true and correct copy of the quote request received on November 6, 2002 is attached hereto as Exhibit A.

4. Between November 6, 2002 and November 19, 2002, URS exchanged correspondence with IMIS concerning the quote request. During this correspondence, IMIS represented that Bergeron intended to ship the yacht back to France, where he resides, from the Caribbean before the 2003 hurricane season. Initially, on November 8, 2002, the quote request was declined by URS due to the vessel's stated mooring location in US/Caribbean waters. Ultimately, on November 19, 2002 URS provided a written quotation to insure the AMIRA, with an identified value of \$500,000 provided by the assureds, subject to the assureds' warranty that the yacht would leave Caribbean and US waters by July 1, 2003. A true and correct copy of the November 19, 2002 quotation is attached hereto as Exhibit B.

5. URS did not receive a response to the November 19, 2002 proposal until we received an email from Gary Golden at IMIS on January 14, 2003. In the email, Mr. Golden informed us that Mr. Bergeron had changed his plans, and now intended to take the AMIRA south to Trinidad to avoid storm exposure during the summer, rather than return it to the Mediterranean. URS therefore sent a revised quotation via facsimile to IMIS on February 6, 2003, a copy of which is attached hereto as Exhibit C. URS then received a fax from IMIS on

March 3, 2003 asking for coverage to be bound immediately. IMIS also confirmed that the premium of \$8,210 had been collected, and provided other documents, including a completed Yachtsure Proposal Form, which had been signed by Mr. Bergeron and listed an address for him and Cavalam Ltd. in Nassau, Bahamas. A copy of the completed Proposal Form is attached hereto as Exhibit D.

6. Following receipt of these documents, URS issued a Certificate of Insurance number M/03/08661 for the yacht for the period March 3, 2003 to March 3, 2004 (the "2003 Certificate"). A true and correct copy of the 2003 Certificate is attached hereto as Exhibit E.

7. URS placed the risk at Lloyd's pursuant to a binding authority with Talbot 2002. Talbot 2002 served as the lead underwriter on the risk, through Syndicate No. 1183, which was shared with the members of Syndicates Nos. 2001, 2003, 2987, 2020 and 1084 at Lloyd's of London.

8. In February and March 2004, URS and IMIS exchanged emails and correspondence concerning renewal of the insurance for the AMIRA. In its renewal quotation dated February 20, 2004, a true and correct copy of which is attached as Exhibit F, URS specified that the policy would be subject to the exclusive jurisdiction of the English courts.

9. The renewal terms were accepted by the assureds and the insurance of AMIRA was renewed by Certificate of Insurance number M/04/08661, for the period March 3, 2004 to March 4, 2005 (the "2004 Certificate"). A true and correct copy of the 2004 Certificate is attached hereto as Exhibit G.

10. I understand that the vessel sank on December 18, 2004 and that a claim was thereafter presented by the assureds. The claim is the subject of the Declaration by Julian Prowse Bosworth dated May 27, 2008 (submitted herewith). Notwithstanding the sinking,

underwriters remained prepared to renew coverage for the damaged yacht upon expiry of the 2004 Certificate; however, coverage was withdrawn on March 15, 2005 when it became clear that the assureds had made no effort to minimize the loss or carry out any emergency and/or remedial work following the casualty.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on the 27th day of May, 2008.


Wesley Martin Absolom

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Int'l Marine Ins Svcs

+410-848-8881

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Int'l Marine Ins Svcs

+410-848-8881

11/05/02 25:12P P.001

INTERNATIONAL MARINE INSURANCE SERVICES QUOTE REQUEST

APPLICANT: NAME: *Jean Maurice Bergeron*
ADDRESS: *PO Box 6174/Nassau, BAHAMAS*
HOME PHONE:
WORK PHONE:
YEARS OPERATING BOAT: *18*
YEARS BOAT OWNERSHIP: *18*
EXPERIENCE DESCRIPTION: *owned to 40' power; this vessel since 1999*
TRAINING: *French Permit*
CLAIMS (if any): *12/2000, anchor dragged in storm and drifted into another vessel, \$15000*
OTHER OPERATIONS: *none*
ADDITIONAL INSURED(S): *Cavalam, Ltd*
LOSS PAYER(S): *none*

VESSEL NAME: *Amira*
YEAR: *1972* **LENGTH:** *63*
TYPE: *power*
HULL ID NO: *BRV630171072*
PURCHASE DATE:
NO. OF ENGINES: *2*
ENGINE YEAR: *1972*
DRIVE: *inboard*
AUTO EXTINGUISHER: *YES* **FUME DETECTOR:** *YES* **VHF RADIO:** *YES*
LOX/NAVIGATION: *YES* **THEFT ALARM:** *NO* **STOVE FUEL:**
TENDER & OUTBOARD: *1993 Achilles HB-124;*
1995 30hp Tokatsu
TRAILER: *none*
ADDITIONAL SAFETY EQUIPMENT: *RADAR*

MODEL: *motoryacht*
CONSTRUCTION: *fiberglass*
DISPLACEMENT: *63000*
NEW REPLACEMENT COST: *1875000*
FUEL: *diesel*
SPRINT (mph): *27*
DEPTH SOUNDER: *YES*
GENERATOR FUEL: *none*

COVERAGE: USE: *private pleasure*
NAVIGATION AREA: *US Atlantic coast & Bahamas (Caribbean for a few months in early 2003)*
PRINCIPAL MOORING: *cruising*
LAY-UP: *none*
HULL (\$ 11,000 deductible): \$ *550,000*
LIABILITY: \$ *1,000,000*
MEDICAL PAYMENTS: \$ *5,000*
UNINJURED BOATER: \$ *25,000*
TENDER ENDORSEMENT: \$ *10,000*

EFFECTIVE DATE:
EXPIRATION DATE:
TOTAL PREMIUM:

DATE: *07/24/2002*
REQUESTER:
COMMENTS:

Was, I presume that the concern is over the vessel being in the Bahamas or Caribbean during the 2003 hurricane season. However, the insured expects to ship the vessel back to France where he is from before then. Perhaps you could report for a quote with that in mind?

Regret due to vessels mooring location.

[Signature]

①

Jean Maurice Bergeron

550713 International Marine Insurance Services
 208 Piney Narrows Road
 Chester
 Maryland 21619
 USA

Quotation

Issued in accordance with authorisation granted to YACHTSURE underwritten by certain Underwriters at Lloyd's

Period 12 months at date to be agreed

Vessel	Name	Year Built	Type	Length
	AMIRA	1972	Bertram	19.20 m
		Ccy	Sum Insured	Deductible
		USD	550,000	11,000
			10,000	500

In Commission Period 12 months

USD 560,000 Total Sum Insured

Navigation Limits US Atlantic Coast & Bahama s

Conditions

American Yacht Form 77 (P)
 Protection and Indemnity 77 (Q) Limited to USD 500,000 any one accident or occurrence
 Deductible USD 500 each and every claim
 Medical Payments 77(S) Limit USD 5,000 any one person/USD 25,000 any one accident or occurrence.
 Deductible USD 100 each and every claim
 Uninsured Boater USD 25,000. Deductible USD 500 each and every claim
 Legality Clause
 Privacy Clause (LSW 1135)
 Excluding War
 Excluding Crew
 Excluding Cargo Shipment
 Warranted vessel left Caribbean/ US Waters by 1st July 2003
 Subject to a satisfactory survey and valuation
 Warranted Premium paid to Underwriters within 45 days of inception or cover automatically cancelled with effect from inception.

Gross Premium USD 8,210.00

Total USD 8,210.00

This Quotation shall be subject to the exclusive jurisdiction of the English courts, except as may be expressly provided herein to the contrary. A full copy of the Conditions herein are available on request.

This Quotation is subject to a Satisfactory Proposal Form

Quotation valid for 45 days from 19/11/2002

PLEASE NOTE:

INSURANCE PREMIUM TAX AT 5% OR THE APPLICABLE RATE WILL BE PAYABLE HEREON UNLESS EXEMPT.

FAO: Gary Golden

Quote No

22,787

Jean Maurice Bergeron

550713 International Marine Insurance Services

208 Piney Narrows Road

Chester

Maryland 21619

USA

Quotation

Issued in accordance with authorisation granted to YACHTSURE underwritten by certain Underwriters at Lloyd's.

Period 12 months at date to be agreed

	Name	Year Built	Type	Length
Vessel	AMIRA	1972	Bertram	19.20 m
	Ccy	Sum Insured		Deductible
	USD	550,000		11,000
		10,000		500

Vessel
Inghy and Outboard

USD

560,000 Total Sum Insured

In Commission Period 12 months**Navigation Limits** US Atlantic Coast, Bahamas and Caribbean Waters 9-19 degrees North by 58-68 degrees West**Conditions**

American Yacht Form 77 (P)

Protection and Indemnity 77 (Q) Limited to USD 500,000 any one accident or occurrence

Deductible USD 500 each and every claim

Medical Payments 77(S) Limit USD 5,000 any one person/USD 25,000 any one accident or occurrence.

Deductible USD 100 each and every claim

Uninsured Boater USD 25,000. Deductible USD 500 each and every claim

Legality Clause

Privacy Clause (LSW 1135)

Excluding War

Excluding Crew

Warranted vessel below 12.5 degrees North during the period 1st July to 30th November

Subject to a satisfactory survey and valuation

Additional premium US\$ 280.00 in respect of war coverage (o/w US\$ 28.00 iro TRIA)

Warranted Premium paid to Yachtsure within 45 days of inception or cover automatically cancelled with effect from inception.

Gross Premium USD 8,210.00**Total** USD 8,210.00

This Quotation shall be subject to the exclusive jurisdiction of the English courts, except as may be expressly provided herein to the contrary. A full copy of the Conditions herein are available on request.

This Quotation is subject to a Satisfactory Proposal Form

Quotation valid for 45 days from 06/02/2003

PLEASE NOTE:

INSURANCE PREMIUM TAX AT 5% OR THE APPLICABLE RATE WILL BE PAYABLE HEREON UNLESS EXEMPT.

Fax Email par : 8143461976

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YACHTSURE PROPOSAL FORM International Marine Insurance Services

Details of Proposer

Insured's full name: Team Marine Research and Cavalry Ltd.
Address: P.O. Box 674, Nassau, Bahamas
Phone: Work: Home: 1 646 322 9321 Fax:
Occupation: retired Date of birth: mar 69
Name of Owner (if not the Insured): Cavalry, Ltd.

Experience & Qualifications: a) in this type of craft: (i) years as skipper: (ii) years as crew:
b) in craft generally: (i) years as skipper: 19 (ii) years as crew: 19

Have you had any accidents/claims/losses in connection with any vessel you have sailed/owned/under your control in the last 5 years? YES NO
If 'YES' please provide details, including dates and amounts paid: 12/2000, anchor dragged and drifted into another vessel \$15,000.

Have you ever been refused insurance? YES NO If 'YES' please provide details:

Have you or any person you have allowed or may allow to use your craft, ever been charged with or convicted of any offence involving dishonesty or any kind, e.g. fraud, arson, robbery, smuggling, theft or handling stolen goods? YES NO

If 'YES' please provide details:

Previous insurers: Marine & Lumber, Central Star Insurance Details of N.C.B. (if applicable, please attach proof):

Details of Vessel

Name: Amica Type/model: motor yacht
Builder: Bertram Port of Registry: Flag: British Virgin Islands
Material of Hull: fiberglass Mast: Date built: 1972
Hull Identification No.: 88Y630171072 Other Identification No.:
Date purchased: 03/1/1999 Price paid: \$165,000
Length: 63' Beam: 18'4" Draft: 6' Tonnage: 65 gross, 52 net
Sell area (if applicable): Maximum Designed Speed: 21 mph
Type of rigging: n/a ☐ Masthead ☐ Fractional ☐ Other (please state)
Type of hull: ☒ Mono ☐ Catamaran ☐ Trimaran
Has the vessel been professionally surveyed in the last three years? 02/22/1999 not recently
If yes, please provide surveyor's name and copy of survey: Florida Nautical Surveyors, Inc.

Value to be insured

1) Vessel	\$ <u>500,000</u>	Please list any other specific items within the vessel value:
2) Dinghy/Tender	\$ <u>10,000</u>	Value Description
3) Outboard motor(s)	\$ <u>in hull's tender</u>	
4) Trailer	\$	
5) Personal Effects*	\$	
Total Sum to be insured	\$ <u>510,000</u>	

* Personal Effects are defined as items that would not be sold with the vessel and are limited to £250 any single item (or the equivalent in any other currency.)

Intl Marine Ins Svcs

+410-643-8331

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Fax émis par : 0143461976

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Engine/Machinery detailsMake and model of engine(s): *Outboard Diesel*Year built: *1972*H.P. (total): *960*Number of engines: *2*

Type:

☐ Inboard☒ Sterndrive☐ Jet☐ Outboard☐ Surface-drive☐ Other (please state)

Fuel:

☐ Petrol☒ Diesel☐ CODAG☐ CODOG

Fire Extinguishers:

☒ Manual☐ Water☐ Foam☒ Automatic☒ CO₂☐ Other (please state)Do you wish to cover the outboard motor against dropping off and falling overboard? *YES*If so, please state make, model, age and H.P. of outboard motor: *1975 30hp, Tohatsu***Use of vessel and coverage**

Use:

☒ Private pleasure☐ Skipper charter (if day charter please state no. passengers:☐ Bareboat charter☐ Other (please state)Mooring: *no mooring*☐ Marina pontoon☐ Marina stern to☐ Swing☐ Pile☐ Fore & aft☐ Other (please state)Where will the vessel be moored? *no regular mooring; in Toulon & Marseille harbours*Months in commission: *12 months*Location of lay-up: *—*Is the vessel subject to finance/mortgage? If so, please state amount of loan and name of finance company: *no*Data cover in to commence: *MARCH 1st 2003*To: *FEBRUARY 29th 2004*Third party limit required: *\$500,000*Limit for water-skiers liability limit required: *—*Deductible required: *\$10,000*Will the vessel be used for racing? YES/NO *NO*If 'YES' please provide replacement value of mast, spars, sails and rigging: *—*Type of race: *n/a*☐ Club☐ Off-shore

Navigation limits

☐ UK inland & coastal☐ UK inland & coastal waters & continental waters between Bristol & River Elbe☐ Mediterranean waters not East of degrees East☒ Other (please state) *US Atlantic coast, Bahamas and northern Caribbean***Declaration**

All material facts must be disclosed to Underwriters whether or not the subject of a specific question above. A material fact is one which a prudent Underwriter would regard as likely to influence the acceptance or assessment of the proposal. Non-disclosure or misrepresentation of material fact may result in the insurance being void. If you are in any doubt about whether facts would be considered material, you should disclose them.

I declare that the particulars and answers are correct and complete in every respect to my knowledge and belief. I agree that this proposal and declaration shall form the basis of the contract of insurance between me and the Underwriters if a policy is issued.

I further declare and agree that if the statement and particulars above have been completed in the handwriting of any other person other than the undersigned, such person deemed to be the agent of the proposer for the purpose of completion purposes.

Signed

Full name

Jean-Marc Bignon

Date

Feb 27/03

Name of Insured

Maurice Bergeron & Cavalam Ltd
Box 6174
sau
amas

International Marine Insurance Services
208 Piney Narrows Road
Chester
Maryland 21619
USA

Certificate of Insurance

issued in accordance with authorisation granted to YACHTSURE under Contract No YS03/0001 underwritten by certain Underwriters at Lloyd's. In consideration of the premium specified below, the said Underwriters are hereby bound each for his own part and not one for another, their heirs, executors and administrators, to insure the vessel(s) named herein, in accordance with the terms and conditions attached hereto.

Schedule hereto forming part of Certificate No. M/03/08661
issued in respect of the insurance effected on the vessel(s) named herein, in accordance with your instructions.

Period	03/03/2003	to	03/03/2004	at	00.01 hours local standard time
	Name		Year Built	Type	Length
	AMIRA		1972	Bertram 63	19.20 m
Vessel		Ccy	Sum Insured		Deductible (USD)
		USD	500,000		11,000
			10,000		500
Inghy and Outboard					
	USD		510,000	Total Sum Insured	

Commission Period 12 months

Navigation Limits US Atlantic Coast, Bahamas and Caribbean Waters 9-19 degrees North by 58-68 degrees West

Conditions
American Yacht Form 77 (P)
Protection and Indemnity 77 (Q) Limited to USD 500,000 any one accident or occurrence subject to a deductible USD 500 each and every claim
Medical Payments 77(S) Limit USD 5,000 any one person/USD 25,000 any one accident or occurrence., subject to a deductible USD 100 each and every claim
Uninsured Boater USD 25,000. Deductible USD 500 each and every claim
Legality Clause
Privacy Clause (LSW 1135)
Excluding War
Excluding Crew
Excluding Cargo Shipment
Warranted vessel below 12.5 degrees North during the period 1st July to 30th November
Warranted Premium paid to Yachtsure within 45 days of inception or cover automatically cancelled with effect from inception.

Gross Premium	USD	8,210.00	Total USD	8,210.00
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This Certificate is not valid unless signed

Signed for and on behalf of Yachtsure, Gracechurch House, 55 Gracechurch Street, London EC3V 0JP

Dated in London 18/03/2003

Attaching to and forming part of Certificate No:

M/03/08661

AMIRA

COMPLAINTS PROCEDURE

If you have a problem concerning any aspect of your insurance please contact your Broker or Yachtsure:

Yachtsure,
Gracechurch House,
55 Gracechurch Street,
London EC3V 0JP

If you are unable to resolve the situation and wish to make a complaint you can do so at any time by referring the matter to the Complaints Department at Lloyd's.

Their address is:

Complaints Department
Lloyd's
One Lime Street
EC3M 7HA

Tel. 020 7327 5693
Fax. 020 7327 5225

E-mail: lloyds-regulatory-complaints@lloyds.com

Complaints that can not be resolved by the Complaints Department may be referred to the Financial Ombudsman Service. Further details will be provided at the appropriate stage of the complaints process.

1 Maurice Bergeron & Cavalam Ltd
Box 6174
sau
amas

INTERNATIONAL MARINE INSURANCE
208 Piney Narrows Road
Chester
Maryland 21619
USA

Endorsement No A 1 for Certificate No M/03/08661

It is hereby understood and agreed that for the effective period the terms are amended as follows:-

Effective Period 03/07/2003 to 03/03/2004

Original Period 03/03/2003 to 03/03/2004

Vessel	Name	Year Built	Type	Length
Vessel	AMIRA	1972	Bertram 63	19.20 m
	Cey			
	USD	Sum Insured		Deductible
Vessel		500,000		11,000
Inghy and Outboard		10,000		500
	USD	510,000 Total Sum Insured		

It is hereby understood and agreed that cover herein excludes Named Windstorm losses during the period 1st July and 30th November

All other terms, clauses and conditions remain unaltered

This Endorsement is not valid unless signed

Signed for and on behalf of Yachsure, Gracechurch House, 55 Gracechurch Street, London EC3V 0JP

Dated in London 14/07/2003

Name of Insured:

ean Maurice Bergeron & Cavalam Ltd
 'O Box 6174
 Nassau
 Bahamas

INTERNATIONAL MARINE INSURANCE
 462 Kent Narrows Way North
 Grasonville
 MD 21638-1022
 USA

RENEWAL QUOTATION

CERTIFICATE NO M/03/08661 **RENEWAL DATE** 03/03/2004

Period 03/03/2004 to 03/03/2005 at 00.01 hours local standard time

	Name	Year Built	Type	Length
Vessel	AMIRA	1972	Bertram 63	19.20 m

	Ccy	Sum Insured	Deductible (USD)
Vessel	USD	500,000	11,000
Dinghy and Outboard		10,000	500
	USD	510,000 Total Sum Insured	

In Commission Period 12 months

Navigation Limits US Atlantic Coast, Bahamas and Caribbean Waters 9-19 degrees North by 58-68 degrees West

Conditions

American Yacht Form 77 (P)

Protection and Indemnity 77 (Q) Limited to USD 500,000 any one accident or occurrence subject to a deductible USD 500 each and every claim

Medical Payments 77(S) Limit USD 5,000 any one person/USD 25,000 any one accident or occurrence, subject to a deductible USD 100 each and every claim

Uninsured Boater USD 25,000. Deductible USD 500 each and every claim

Legality Clause

Privacy Clause (LSW 1135)

Excluding War

Excluding Crew

Warranted vessel below 12.5 degrees North during the period 1st July to 30th November

Warranted Premium paid to Yachtsure within 45 days of Certificate issue date or cover automatically cancelled with effect from inception.

Gross Premium USD 8,210.00

Total USD 8,210.00

I confirm that there are no material changes to this insurance and that I have read page 2 of this Quotation and accept the terms and conditions as quoted.

or excl. NWS losses.
 (this not put on orig quote)
 to INT

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Signed

Dated

Printed

20/02/2004

Please return the complete Renewal Notice together with the full premium payment to ensure continuation of cover.

ATTACHING TO AND FORMING PART OF RENEWAL QUOTATION IN RESPECT OF CERTIFICATE NO M/03/08661

Under recent EC legislation, an Assured is to be advised that the parties to a contract of insurance covering a risk situated in the EC are permitted to choose the law applicable to the contract. This insurance contract shall be subject to the exclusive jurisdiction of the English courts, except as may be expressly provided herein to the contrary.

N.B. Any material alteration in the facts previously disclosed in connection with this insurance which could affect the insurers decision on the terms and conditions quoted must be notified to Insurer's or the insurance may be voided by reason of non-disclosure. If there are any material changes of which the Insurer's should be aware, please provide details below.

Name of Insured

in Maurice Bergeron & Cavalam Ltd
) Box 6174
 ssau
 thamas



INTERNATIONAL MARINE INSURANCE
 4-62 Kent Narrows Way North
 Grasonville
 MD 21638-1022
 USA

Certificate of Insurance

Issued in accordance with authorisation granted to YACHTSURE under Contract No YS04/0001 underwritten by certain Underwriters : Lloyd's. In consideration of the premium specified below, the said Underwriters are hereby bound each for his own part and not one for another, their heirs, executors and administrators, to insure the vessel(s) named herein, in accordance with the terms and conditions attached hereto.

Schedule hereto forming part of Certificate No. M/04/08661

Issued in respect of the insurance effected on the vessel(s) named herein, in accordance with your instructions.

Period	03/03/2004	to	03/03/2005	at	00.01 hours local standard time		
	Name			Year Built	Type	Length	
	AMIRA			1972	Bertram 63	19.20 m	
Vessel		Ccy	Sum Insured			Deductible (USD)	
		USD	500,000			11,000	
			10,000			500	
Dinghy and Outboard							
	USD		510,000	Total Sum Insured			

In Commission Period

12 months

Navigation Limits

US Atlantic Coast, Bahamas and Caribbean Waters 9-19 degrees North by 58-68 degrees West

Conditions

American Yacht Form 77 (P)

Protection and Indemnity 77 (Q) Limited to USD 500,000 any one accident or occurrence subject to a deductible USD 500 each and every claim

Medical Payments 77(S) Limit USD 5,000 any one person/USD 25,000 any one accident or occurrence, subject to a deductible USD 100 each and every claim

Uninsured Boater USD 25,000. Deductible USD 500 each and every claim

Legality Clause

Privacy Clause (LSW 1135)

Excluding War

Excluding Crew

Warranted vessel below 12.5 degrees North during the period 1st July to 30th November

Warranted no known or reported losses at 5th March 2004

Warranted Premium paid to Yachtsure within 45 days of Certificate issue date or cover automatically cancelled with effect from inception.

Gross Premium

USD 8,210.00

Total USD

8,210.00

This Certificate is not valid unless signed

Signed for and on behalf of Yachtsure, Gracechurch House, 55 Gracechurch Street, London EC3V 0JP

Dated in London 10/03/2004

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Attaching to and forming part of Certificate No:

M/04/08661

AMIRA

COMPLAINTS PROCEDURE

If you have a problem concerning any aspect of your insurance please contact your Broker or Yachtsure:

Yachtsure,
Gracechurch House,
55 Gracechurch Street,
London EC3V 0JP

If you are unable to resolve the situation and wish to make a complaint you can do so at any time by referring the matter to the Complaints Department at Lloyd's.

Their address is:

Complaints Department
Lloyd's
One Lime Street
EC3M 7HA

Tel. 020 7327 5693
Fax. 020 7327 5225

E-mail: lloyds-regulatory-complaints@lloyds.com

Complaints that can not be resolved by the Complaints Department may be referred to the Financial Ombudsman Service. Further details will be provided at the appropriate stage of the complaints process.